



## MINUTES - COMMITTEE OF THE WHOLE

July 8, 2021, 9:00 A.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,  
VICTORIA, B.C.

The City of Victoria is located on the homelands of the Songhees and Esquimalt People

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Isitt

PRESENT ELECTRONICALLY FOR A PORTION OF THE MEETING: Councillor Thornton-Joe

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, T. Zworski - City Solicitor, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, K. Hoese - Director of Sustainable Planning and Community Development, Lucina Baryluk - Senior Planner, C. Havelka - Deputy City Clerk, L. Van Den Dolder - Assistant City Solicitor, J. O'Connor - Deputy Director of Finance, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, J. Biem - Assistant City Solicitor, Carrie Moffatt - Assistant City Solicitor, C. Kingsley - City Clerk, G. Milne - Head of Strategic Operations, S. Stoltz - Committee Secretary

GUESTS PRESENT: Mayor Haynes

*Councillor Thornton-Joe acknowledged the passing of Mavis DeGirolamo, a resident of James Bay, who was a dedicated volunteer and recipient of the honorary citizen of Victoria award.*

*Councillor Isitt acknowledged the passing of Ron George, who was a hereditary Chief of the Wet'suwet'en Nation and a member of the Seniors Task Force, and noted his contribution to the task force and the impact he had on his community.*

### A. APPROVAL OF AGENDA

**Moved By** Councillor Loveday

**Seconded By** Councillor Thornton-Joe

That the agenda be approved.

**Amendment:**

**Moved By** Councillor Loveday

**Seconded By** Councillor Potts

To move I.1 to after Mayor Haynes' presentation.

**CARRIED UNANIMOUSLY**

On the main motion as amended:

**CARRIED UNANIMOUSLY**

**B. CONSENT AGENDA**

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the following items be approved without further debate.

**CARRIED UNANIMOUSLY**

**C.1 Minutes from the meeting held June 3, 2021**

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the minutes from the COTW meeting held June 3, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**C.2 Minutes from the meeting held June 17, 2021**

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the minutes from the Committee of the Whole meeting held June 17, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**C.3 Minutes from the meeting held June 24, 2021**

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the minutes from the COTW meeting held June 24, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**F.1 1012 Richardson Street - Heritage Alteration Permit with Variances Application No. 00025 (Fairfield)**

Committee received a report from the Senior Heritage Planner of Sustainable Planning and Community Development dated June 24, 2021 regarding a Heritage Alteration Permit with Variances Application for the property located at 1012 Richardson Street to alter the heritage-designated, two-storey house located at 1012 Richardson Street, and recommending that it move to an opportunity for public comment.

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Heritage Alteration Permit with Variances Application No. 00025 for 1012 Richardson Street, in accordance with:

1. Plans, date stamped June 10, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. increase building height from 7.6 metres to 9.2 metres;
  - ii. decrease the rear yard setback from 9.29 metres to 1.35 metres;
  - iii. decrease the east side yard setback from 1.5 metres to 1.27 metres;
  - iv. decrease the west side yard setback from 3 metres to 2.58 metres;
  - v. decrease the combined side yard setback from 4.5 metres to 3.9 metres.
3. Plan revisions to remove one of the proposed front yard parking spaces and to illustrate a driveway crossing that complies with the Highway Access Bylaw, to the satisfaction of the Director of Engineering.
4. Heritage Alteration Permit with Variances lapsing two years from the date of this resolution.”

**CARRIED UNANIMOUSLY**

**G.1 Appointment of two Bylaw Officers**

Committee received two reports dated July 8, 2021 from the Manager of Bylaw and Licensing Services regarding the appointment of two new Bylaw Officers.

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That Council approve the appointment of Sonya Chohan

1. As a Bylaw Officer pursuant to section 2(a) of the Inspection Bylaw (06-061); and
2. As a Business Licence Inspector for the City of Victoria

3. That this motion be forwarded to the July 8 daytime Council meeting for approval

**CARRIED UNANIMOUSLY**

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That Council approve the appointment of Cheryl Smith

1. As a Bylaw Officer pursuant to section 2(a) of the Inspection Bylaw (06-061); and
2. As a Business Licence Inspector for the City of Victoria
3. That this motion be forwarded to the July 8 daytime Council meeting for approval

**CARRIED UNANIMOUSLY**

**G.2 Proclamation - Wrongful Conviction Day**

Committee received a report dated June 28, 2021 from the City Clerk regarding the proclamation for Wrongful Conviction Day, October 2, 2021.

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the Wrongful Conviction Day Proclamation be forwarded to the July 29, 2021 Council meeting for Council's consideration.

**CARRIED UNANIMOUSLY**

**G.3 Proclamation - Kidney Disease Awareness Day**

Committee received a report dated June 28, 2021 from the City Clerk regarding the proclamation for National Polycystic Kidney Disease Awareness Day, September 4, 2021.

**Moved By** Councillor Alto

**Seconded By** Councillor Dubow

That the National Polycystic Kidney Disease Awareness Day Proclamation be forwarded to the July 29, 2021 Council meeting for Council's consideration.

**CARRIED UNANIMOUSLY**

**E. Presentations**

**E.1 Presentation from Mayor Haynes – Kings Park funding Request**

Committee received a letter from Mayor Haynes dated June 7, 2021 regarding a request to contribute funding for the protection of the Kings Road Community Nature Green Space.

*Committee discussed:*

- *How the financial scale was determined*
- *Criteria and responsibility of the CRD*
- *Concerns regarding the timeline*

## **I. NEW BUSINESS**

### **I.1 Council Member Motion - Funding for the protection of the Kings Road Community Nature Green Space**

Committee received a Council Member Motion dated June 30, 2021 from Mayor Helps, Councillor Alto and Councillor Isitt regarding funding for the protection of the Kings Road Community Nature Green Space.

**Moved By** Mayor Helps  
**Seconded By** Councillor Alto

That the City provide a donation of \$250,000 to Saanich for the preservation of the King's Road Community Nature Sanctuary subject to:

1. The District of Oak Bay making a contribution of at least \$60,000.
2. The total fundraising goal being met, ensuring preservation of the entire 2.2 hectare parcel.
3. A plaque or other appropriate measure recognizing the City's contribution on behalf of its residents.
4. Registering a covenant on title to ensure that the parcel remains green space in perpetuity.
5. An agreement, that would require repayment of the grant (adjusted for inflation) if the land is used for a purpose other than publicly accessible community green space.

**Amendment:**

**Moved By** Councillor Isitt  
**Seconded By** Mayor Helps

That the City provide a donation of \$250,000 to Saanich for the preservation of the King's Road Community Nature Sanctuary subject to:

1. The District of Oak Bay making a contribution of at least \$60,000.
2. The total fundraising goal being met, ensuring preservation of the entire 2.2 hectare parcel.
3. A plaque or other appropriate measure recognizing the City's contribution on behalf of it's residents.
4. Registering a covenant on title to ensure that the parcel remains green space in perpetuity.

5. An agreement, that would require repayment of the grant (adjusted for inflation) if the land is used for a purpose other than publicly accessible community green space.

### **CARRIED UNANIMOUSLY**

#### *Committee discussed:*

- *Potential for deferring part of the financial contribution in order to contribute more*
- *Impacts of the donation*
- *The opportunity for partnership within municipalities*

#### **On the main motion as amended:**

That the City provide a donation of \$250,000 to Saanich for the preservation of the King's Road Community Nature Sanctuary subject to:

1. The District of Oak Bay making a contribution of at least \$60,000.
2. Preservation of the entire 2.2 hectare parcel.
3. A plaque or other appropriate measure recognizing the City's contribution on behalf of its residents.
4. Registering a covenant on title to ensure that the parcel remains green space in perpetuity.
5. An agreement, that would require repayment of the grant (adjusted for inflation) if the land is used for a purpose other than publicly accessible community green space.

### **CARRIED UNANIMOUSLY**

#### **Motion arising:**

**Moved By** Councillor Andrew

**Seconded By** Councillor Loveday

That Council consider an additional donation of \$150,000 as part of the 2022 budget deliberations.

#### **Amendment:**

**Moved By** Councillor Loveday

**Seconded By** Mayor Helps

That Council consider an additional donation of **up to** \$150,000 as part of the 2022 budget deliberations.

### **CARRIED UNANIMOUSLY**

#### **On the main motion as amended:**

**CARRIED UNANIMOUSLY**

**F. LAND USE MATTERS**

**F.2 1609 Fort Street - Development Permit with Variance Application No. 00170 (South Jubilee)**

Committee received a report dated June 28, 2021 from the Director of Sustainable Planning and Community Development regarding a development permit with variances application for the property located at 1609 Fort Street in order to expand the existing liquor store floor area and make exterior changes, and is recommending that it move forward to an opportunity for public comment.

**Moved By** Councillor Thornton-Joe  
**Seconded By** Councillor Loveday

That after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Development Permit with Variance Application No. 00170 for 1609 Fort Street, in accordance with:

1. Plans date stamped June 3, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
  - i. Increase the total floor area for a liquor store (maximum) from 241m<sup>2</sup> to 453.8m<sup>2</sup>.
3. The Development Permit lapsing two years from the date of this resolution.”

**CARRIED UNANIMOUSLY**

**I. NEW BUSINESS**

**I.2 Council Member Motion: Making Permanent Victoria's Street Patio Policy**

Committee received a Council Member Motion dated June 25, 2021 from Councillor Dubow regarding closures of travel lanes to facilitate increased public space and/or zones for permitted commercial use, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program.

*Committee discussed:*

- *Struggles faced due to COVID-19 and the adaptation of business/city staff*

**Moved By** Councillor Dubow  
**Seconded By** Councillor Loveday

1. Council to accept letter appendix 1 and endorse it
2. Council to direct staff to also identify processes for facilitating permanent closures of travel lanes and/or full roadways to facilitate increased public

- space and/or zones for permitted commercial use, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program.
3. Council direct staff to report back to update and extend the current Business Recovery from Pandemic Bylaw (#20-072) prior to October 31, 2021

**Amendment:**

**Moved By** Mayor Helps

**Seconded By** Councillor Dubow

1. Council to accept letter appendix 1 and endorse it
2. Council to direct staff to also identify processes for facilitating permanent closures of travel lanes and/or full roadways to facilitate increased public space, **improve physical accessibility** and/or zones for permitted commercial use, **and review of zoning to ensure outdoor commercial use**, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program.
3. Council direct staff to report back to update and extend the current Business Recovery from Pandemic Bylaw (#20-072) prior to October 31, 2021 and **review of zoning to ensure outdoor commercial use**

**Amendment to the amendment:**

**Moved By** Councillor Dubow

**Seconded By** Councillor Isitt

1. Council to accept letter appendix 1 and endorse it
2. Council to direct staff to also identify processes for facilitating permanent closures of travel lanes and/or full roadways to facilitate increased public space, ~~improve physical accessibility~~ and/or zones for permitted commercial use, **and a review of zoning to ensure outdoor commercial use**, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program.
3. Council direct staff to report back to update and extend the current Business Recovery from Pandemic Bylaw (#20-072) prior to October 31, 2021.

**DEFEATED UNANIMOUSLY**

**On the amendment:**

**DEFEATED UNANIMOUSLY**

*Committee discussed:*

- *A desire to continue the great work that staff have done*

**Amendment:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Dubow



1. Council to accept letter appendix 1 and endorse it
2. Council to direct staff to also identify processes for facilitating permanent closures of travel lanes and/or full roadways to facilitate increased public space and/or zones for permitted commercial use, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program **with measures to ensure accessibility for people with mobility impairments**
3. Council direct staff to report back to update and extend the current Business Recovery from Pandemic Bylaw (#20-072) prior to October 31, 2021 **with measures to ensure accessibility for people with mobility impairments**

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Dubow

1. Council to accept letter appendix 1 and endorse it
2. Council to direct staff to also identify processes for facilitating permanent closures of travel lanes and/or full roadways to facilitate increased public space and/or zones for permitted commercial use, beginning with 1300 Block on Gladstone from Fernwood Street to Stanley Avenue as pilot program with measures to ensure accessibility for people with mobility impairments
3. Council direct staff to report back to update and extend the current Business Recovery from Pandemic Bylaw (#20-072) prior to October 31, 2021 with measures to ensure accessibility for people with mobility impairments
4. **That Council include "Extend and optimize the 'Build Back Victoria' patio program" as a 2021 strategic plan action item and "Make the Build Back Victoria patio program permanent" as a 2022 Strategic plan action item.**

**CARRIED UNANIMOUSLY**

**On the main motion as amended:**

**CARRIED UNANIMOUSLY**

**J. Workshop**

**J.1 Strategic Plan Workshop and 2022 Budget Motions**

*Committee received a Council Member Motion dated June 30, 2021 from Mayor Helps regarding the Strategic Plan Workshop for the 2022 Budget.*

*Committee recessed at 10:47 a.m. and reconvened at 10:54 a.m.*

**Moved By** Councillor Loveday  
**Seconded By** Councillor Thornton-Joe

That Council suspend the rules of order.

**CARRIED UNANIMOUSLY**

*The Mayor outlined the process for reviewing items for the workshop and advised that this is meant to help prioritize strategic plan items as part of the 2022 budget. The Directors reviewed the strategic plan items outlined in the report with Committee asking questions to clarify what work is underway.*

*Committee discussed:*

- *Next steps*
- *Colour coding for ongoing items*
- *The need to set realistic plans for the next 14 months*
- *Prioritizing the work that needs to be done and setting up the next council properly*

*Committee recessed at 12:08 p.m. and reconvened at 1:18 p.m.*

**Moved By** Mayor Helps  
**Seconded By** Councillor Andrew

For the 2021 Strategic Plan, that Council moves item 9, 10, 11 to 2023

**Amendment:**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Loveday

That '2023' be reworded to 'the next Strategic Planning process (2023)'.

**CARRIED UNANIMOUSLY**

*Councillor Isitt requested that the three items in the motion be considered separately.*

**On the main motion as amended for item #9:**

For the 2021 Strategic Plan, that Council move item #9 to the next Strategic Planning process (2023).

**CARRIED UNANIMOUSLY**

**Amendment**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Isitt

To change #10 to 'ongoing'.

**CARRIED UNANIMOUSLY**

**On the main motion as amended for item #10:**

For the 2021 Strategic Plan, that Council move item #10 to 'ongoing' 2023.

FOR (8): Mayor Helps, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young  
OPPOSED (1): Councillor Alto

**CARRIED (8 to 1)**

*Councillor Thornton-Joe left the meeting at 1:32 p.m.*

**Moved By** Councillor Isitt  
**Seconded By** Councillor Loveday

**Amendment for item #11:**

To strike all wording except for: 'Support greenway improvements in neighbourhoods to allow for alternate design treatments for shared streets on identified greenways' and move to 'ongoing' ~~to the next Strategic Plan process (2023).~~

**CARRIED UNANIMOUSLY**

**On the main motion as amended for item #11:**

Strike all wording except for: 'Support greenway improvements in neighbourhoods to allow for alternate design treatments for shared streets on identified greenways' and move to 'ongoing'.

**CARRIED UNANIMOUSLY**

**Moved By** Mayor Helps  
**Seconded By** Councillor Alto

That Item #12 be removed.

FOR (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Potts, Councillor Young  
OPPOSED (2): Councillor Isitt, Councillor Loveday

**CARRIED (6 to 2)**

**Moved By** Mayor Helps  
**Seconded By** Councillor Andrew

Move item #8 to the next Strategic Planning process (2023).

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Potts, Councillor Young  
OPPOSED (3): Councillor Dubow, Councillor Isitt, Councillor Loveday  
**CARRIED (5 to 3)**

**Moved By** Councillor Loveday  
**Seconded By** Councillor Alto

Move items #3 and #7 to a 2022 action.

*Council considered the two items separately.*

**On item #3**

Move item #3 to a 2022 action.

**CARRIED UNANIMOUSLY**

**On item #7**

**Amendment:**

**Moved By** Mayor Helps  
**Seconded By** Councillor Potts

Move item #7 to the next Strategic Planning process (2023) ~~2022 action.~~

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Young  
OPPOSED (1): Councillor Isitt

**CARRIED (7 to 1)**

**On the main motion as amended for item #7:**

Move item #7 to the next Strategic Planning process (2023)

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Young  
OPPOSED (1): Councillor Isitt

**CARRIED (7 to 1)**

*Councillor Thornton-Joe returned electronically to the meeting at 1:58 p.m.*

**Moved By** Councillor Alto  
**Seconded By** Councillor Potts

Motion to extend to 3:00 p.m.

## **CARRIED UNANIMOUSLY**

**Moved By** Councillor Andrew  
**Seconded By** Mayor Helps

That item #5 be removed.

## **DEFEATED UNANIMOUSLY**

**Moved By** Mayor Helps  
**Seconded By** Councillor Alto

For 2022 Strategic Plan, that Council move all the 'red' items, as well as items #5, #7, #10, #12, #16 and #18 to the next Strategic Planning process (2023).

*Council members requested that items #5, #7, #10, #20, #23, and #24 be considered separately.*

*Committee discussed:*

- *The need to address the current housing crisis*

**On items #5 and #7:**

*Councillor Thornton-Joe withdrew from the meeting.*

**Moved By** Councillor Potts  
**Seconded By** Councillor Dubow

Move items #5 and #7 to the next Strategic Planning process (2023).

FOR (2): Councillor Andrew, Councillor Young

OPPOSED (6): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts

## **DEFEATED (2 to 6)**

**On items #10 and #20:**

Move items #10 and #20 to the next Strategic Planning process (2023)

FOR (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Potts, Councillor Young

OPPOSED (2): Councillor Isitt, Councillor Loveday

## **CARRIED (6 to 2)**

**Moved By** Councillor Andrew  
**Seconded By** Councillor Dubow

Motion to close the Committee of the Whole meeting to the public to deal with matters specified in Section 90(1)(c) of the Community Charter; labour relations or other employee relations.

FOR (5): Councillor Alto, Councillor Andrew, Councillor Isitt, Councillor Loveday, Councillor Young

OPPOSED (3): Mayor Helps, Councillor Dubow, Councillor Potts

**CARRIED (5 to 3)**

*Committee went into a closed meeting at 2:35 p.m.*

*Everyone besides Council, the City Manager, and the Head of Human Resources left the closed meeting at 2:37p.m.*

*The open Committee of the Whole meeting reconvened at 2:54 p.m.*

*Councillor Thornton-Joe was present when the open meeting reconvened.*

**On item #23:**

Defer #23 to the next Strategic Planning process

**Amendment:**

**Moved By** Mayor Helps

**Seconded By** Councillor Alto

Update the exempt staff compensation policy every four years.

**Amendment to the amendment:**

**Moved By** Councillor Isitt

**Seconded By** Mayor Helps

**Review** the exempt staff compensation policy every four years.

**CARRIED UNANIMOUSLY**

**On the amendment:**

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

Move this item to a 2021 action.

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe  
OPPOSED (2): Councillor Isitt, Councillor Young

**CARRIED (7 to 2)**

**Moved By** Mayor Helps  
**Seconded By** Councillor Dubow

Motion to extend to 3:15 p.m.

**CARRIED UNANIMOUSLY**

**On the main motion as amended for item #23:**

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe  
OPPOSED (2): Councillor Isitt, Councillor Young

**CARRIED (7 to 2)**

**On item #24:**  
To move #24 to the next Strategic Planning process (2023).

FOR (1): Councillor Young  
OPPOSED (8): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe

**DEFEATED (1 to 8)**

**Moved By** Councillor Potts  
**Seconded By** Councillor Dubow

Staff to report back on the implications of amending Recreation Fee Bylaw No.06-056 to allow community groups to book Royal Athletic Park at low or no cost and or a re-envisioning of how RAP can be opened for public use following findings of the 1996 Local Area Plan and the example of community based recreation programs held by city staff and the North Park Neighbourhood Association in 2020 and 2021.

**CARRIED UNANIMOUSLY**

**K. ADJOURNMENT OF COMMITTEE OF THE WHOLE**

**Moved By** Councillor Andrew  
**Seconded By** Councillor Alto

That the Committee of the Whole Meeting be adjourned at 3:11 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR

DRAFT